+13106418798

T-342 P.001 F-349

Gates & Cooper LLP

Howard Hughes Center 6701 Center Drive West, Suite 1050 Los Angeles, California 90045

FAX RECEIVED

APR 0 2 2002

GROUP 1600

FAX TRANSMISSION TO USPTO

TO: Commissioner for Patents

Attn: Examiner Bronwen M. Loeb

Patent Examining Corps

Facsimile Center

Washington, D.C. 20231

FROM:

Karen S. Canady

OUR REF.:

G&C 30448.97-US-D1

TELEPHONE: (310) 642-4148

OFFICIAL

Total pages, including cover letter: 8

PTO FAX NUMBER: 703/872-9307

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

Title of Document Transmitted: Applicant:	NOTICE OF APPEAL and PETITION FOR EXTENSION OF TIME FOR THREE (3) MONTHS Deiter C. Gruenert et al.
Serial No.:	09/392,682
Filed:	September 9, 1999
Group Art Unit:	1636
Our Ref. No.:	G&C 30448.97-US-D1

Please charge any additional fees or credit any overpayment to 50-0494 of Gates & Cooper LLP.

Name: Karen S. Canady

Reg. No.: 39,927

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

april 1, 2-00.

G&C 30448.97-US-D1

Due Date: April 3, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Deiter C. Gruenert et al.

Examiner:

Bronwen M. Loeb

Serial No.:

09/392,682

Group Art Unit:

1636

Filed:

September 9, 1999

Docket:

G&C 30448.97-US-D1

Title:

GENE THERAPY BY SMALL FRAGMENT HOMOLOGOUS REPLACEMENT

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office

on April 1, 2002,

Name: Karen S. Canady

BOX AF

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

We are transmitting herewith the attached:

Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.

Petition for Extension of Time under 37 C.F.R. 1.136 for three (3) months.

Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences.

PTO Form 2038 Credit Card Payment in the amount of \$460.00 for the Extension Fee.

PTO Form 2038 Credit Card Payment in the amount of \$160.00 for the Notice of Appeal filing fee.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge any additional fees or credit any overpayment to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462

GATES & COOPER LLP

Howard Hughes Center 6701 Center Drive West, Suite 1050 Los Angeles, CA 90045 (310) 641-8797

Name: Karen S. Canady

Reg. No.: 39,927

KSC/io